IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 23RD MAY 2007 / 2ND JYAISHTA 1929

Crl.Rev.Pet.No. 1873 of 2007()

CRA.92/2006 of SESSIONS COURT, KALPETTA
ST.4915/2004 of JUDL.MAGISTRATE OF FIRST CLASS-I, SULTHANBATHERY

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REVN. PETITIONER: APPELLANTS/ACCUSED

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1. M/S.ROSEMOUNT TEA FACTORY (P) LTD.,
   REPRESENTED BY ITS M.D., DEVALA P.O.,
   NILGIRI DISTRICTS, TAMILNADU.

2. RAMESH SHANKER, S/O.MUTHURAMALINGAM,
   DIRECTOR, M/S.ROSEMOUNT TEA FACTORY(P) LTD.,
   DEVALA P.O., NILGIRI DISTRICTS, TAMILNADU.

3. MUTHURAMALINGAM
   S/O.RAMAYYA THEVER, DIRECTOR,
   M/S.ROSEMOUNT TEA FACTORY(P) LTD., DEVALA P.O.,
   NILGIRI DISTRICTS, TAMILNADU.

BY ADV. SRI.A.T.ANILKUMAR
SRI.P.DALBI EMMANUEL

RESPONDENTS: RESPONDENTS/COMPLAINANTS

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1. STATE OF KERALA,
   REPRESENTED BY PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

2. VALSARAJ, D/O.DAMODARAN,
   CHELAKKAMBIL HOUSE, CHEERAL,
   CHEERAL VILLAGE, SULTHAN BATHERY.

R1 BY P.P. SRI AMJAD ALI.

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 23/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.
CRL.R.P. 1873 OF 2007

Dated this the 23rd May , 2007.
order

The revision petitioners 2 and 3 who are son and father respectively stand convicted for the offence under section 138 N.I Act and sentenced to imprisonment till the rising of the court and to pay Rs.2,80,000/- each to the complainant vide section 357(3) Cr.P.C. and in default to undergo simple imprisonment for six months each. The revision petitioners only sought for time to pay the amount of compensation. It is submitted that they have also been convicted in another case and under sentence to pay the same amount.

In the circumstances, the counsel for the revision petitioners sought for 8 months time to pay the amount of compensation. Considering the fact that the total amount would work out to more than eleven lakhs rupees, the petitioners are granted 8 months time from to today onwards to pay the amount. The revision petitioners shall appear before the JFCM-I, Sulthan Bathery, on 23-1-2008 to receive the sentence.

The Crl.R.P.is disposed of accordingly.

(K.R.UDAYABHANU)
JUDGE.

Kvm/-

kvm/-

K.K.DENESAN
&
K.R.UDAYABHANU, JJ.

LAA 1889 OF 2003.

judgment

19-6-2006.